

Message

From: Andes, Fredric [Fredric.Andes@btlaw.com]
Sent: 9/2/2016 6:19:32 PM
To: Duer, Donna (ENRD) [Donna.Duer@usdoj.gov]
CC: Smolski, Robert [Smolski.Robert@epa.gov]; Maslowski, Steven [Maslowski.Steven@epa.gov]; Tierney, Cate [Tierney.Cate@epa.gov]; Gonzalez, Sarah [Gonzalez.Sarah@epa.gov]; Fericelli, Paul [fericelli.paul@epa.gov]; Taber, Nels J. [ntaber@pa.gov]; Williams, Janna [jannwillia@pa.gov]; Bebenek, Maria [mbebenek@pa.gov]; Landis, Victor [vlandis@pa.gov]; Patel, Jay (DEP) [jaypatel@pa.gov]; Katzenmoyer, Charlotte [CKatzenm@cityoflancasterpa.com]
Subject: Re: Lancaster - FRE 408 SETTLEMENT DISCUSSIONS

Thanks, Donna. We are checking on dates in October, and will get back to you. And we appreciate the willingness to meet in Lancaster. As for the Manheim matter, the City and the Township are working on the scope of work for a sewer separation study, with costs of the study to be shared by the City and the Township. We will keep you updated as that project progresses.

From: Duer, Donna (ENRD) <Donna.Duer@usdoj.gov>
Sent: Thursday, September 1, 2016 5:12 PM
To: Andes, Fredric
Cc: Smolski, Robert; 'Maslowski, Steven'; Tierney, Cate; Gonzalez, Sarah; Fericelli, Paul; Taber, Nels J.; Williams, Janna; Bebenek, Maria; Landis, Victor; Patel, Jay (DEP); Weinstock, Robert; Katzenmoyer, Charlotte
Subject: RE: Lancaster - FRE 408 SETTLEMENT DISCUSSIONS

Fred,
Thank you for getting back to me regarding meeting dates. Please advise the dates in October that will work for your group. We may be able to meet in Lancaster, depending on the date, if the City would like to host us. We will provide our response to the City's proposal to allow sufficient time for you to review it with your client before our meeting, in order to make the meeting as productive as possible.

I appreciate the update on the Amtrak project. It brought to mind the Manheim matter and I wonder if you can provide an update on that as well.

Thanks.

Donna

Donna Duer
Trial Attorney
Environmental Enforcement Section
U.S. Department of Justice
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If you are not an intended recipient, please notify me by return e-mail or at (202) 514-3475.

From: Andes, Fredric [mailto:Fredric.Andes@btlaw.com]
Sent: Friday, August 26, 2016 1:56 PM
To: Duer, Donna (ENRD) <DDuer@ENRD.USDOJ.GOV>
Cc: Smolski, Robert <Smolski.Robert@epa.gov>; 'Maslowski, Steven' <Maslowski.Steven@epa.gov>; Tierney, Cate <Tierney.Cate@epa.gov>; Gonzalez, Sarah <Gonzalez.Sarah@epa.gov>; Fericelli, Paul <fericelli.paul@epa.gov>; Taber, Nels J. <ntaber@pa.gov>; Williams, Janna <jannwillia@pa.gov>; Bebenek, Maria <mbebenek@pa.gov>; Landis, Victor <vlandis@pa.gov>; Patel, Jay (DEP) <jaypatel@pa.gov>; Weinstock, Robert <Robert.Weinstock@btlaw.com>; Katzenmoyer, Charlotte <CKatzenm@cityoflancasterpa.com>
Subject: RE: Lancaster - FRE 408 SETTLEMENT DISCUSSIONS

Thank you, Donna. Unfortunately, those dates do not work for the City – key people will not be available. So, we should look for other possible dates. The following week may be difficult.

Ex. 6 Personal Privacy (PP)

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If you can provide some alternate dates, we will check them with the City team. We will also need to review your upcoming response to our submittals, so we can determine whether another meeting in Philly will be worthwhile.

On another (but related) issue, we want to provide you with an update on the Amtrak project. We are pleased to report that the City has been informed by Amtrak that the injection well has been completed, and has been operating since July 12, 2016. Amtrak reports that the well has pumped more than 2 million gallons of water since that date. The City has requested final drawings from Amtrak, and we will be meeting with Amtrak staff in the near future to discuss design, operation/maintenance, monitoring, and reporting. We will provide you with additional information about the project after that meeting. If you are interested in a site visit for agency staff regarding the project, we would be glad to work with Amtrak to set that up.

As always, please feel free to call if you have any questions. Thanks.

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From: Duer, Donna (ENRD) [<mailto:Donna.Duer@usdoj.gov>]

Sent: Wednesday, August 24, 2016 3:04 PM

To: Andes, Fredric

Cc: Smolski, Robert; 'Maslowski, Steven'; Tierney, Cate; Gonzalez, Sarah; Fericelli, Paul; Taber, Nels J.; Williams, Janna; Bebenek, Maria; Landis, Victor; Patel, Jay (DEP); Weinstock, Robert; Katzenmoyer, Charlotte

Subject: Lancaster

Fred,
We are continuing to review and discuss Lancaster's submissions and the draft consent decree, and I expect to provide you with a written response soon. In the meantime, we propose to set a meeting date of October 4, 5, or 6, 2016, to discuss the issues with the City in Philadelphia. Those dates are far enough out that the City will have sufficient time to review our written response before the meeting, and with our large group it makes sense to set meeting dates up as early as possible. Please let me know if any of the three dates will work for the City.

Thank you.

Donna

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